



Issue Date: 14 July 2005

In the Matter of:

ANTHONY F. GONZALEZ,
Complainant,

Case No.: 2004-SOX-39

v.

COLONIAL BANK & THE COLONIAL
BANCGROUP, INC.,
Respondents.

FINAL ORDER APPROVING SETTLEMENT

This proceeding arises from a complaint and an amended complaint filed by Anthony F. Gonzales against Colonial Bank and Colonial Bankgroup, Inc. alleging violations of § 806 of the Sarbanes-Oxley Act of 2002, 18 U.S.C. 1514A.

The parties have submitted a "Joint Motion To Approve Settlement Agreement With Confidentiality Protection" that the parties contend constitutes a fair, adequate and reasonable settlement of the complaint. The parties further request that the entire settlement agreement be treated as confidential commercial information pursuant to 29 C.F.R. § 70.26, to be handled as set forth in the regulations and described in *Cianfrani v. Public Service Electric and Gas Co.*, 95-ERA-33, footnote 2, (ARB Sept. 19, 1996).

After review, it is determined that the agreement is fair and reasonable on its face and effectuates the purposes and policies of the Sarbanes-Oxley Act.

ACCORDINGLY, it is hereby Ordered that:

1. The Settlement Agreement is APPROVED;
2. The complaint and amended complaint of Anthony Gonzales are dismissed; and
3. The Settlement Agreement shall be treated as confidential commercial information pursuant to 29 C.F.R. § 70.26 and handled as set forth in the regulations and

described in *Cianfrani v. Public Service Electric and Gas Co.*, 95-ERA-33, footnote 2, (ARB Sept. 19, 1996).

A

Thomas M. Burke
Associate Chief Administrative Law Judge